

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF NURSING

IN THE MATTER OF THE LICENSE OF	:	Administrative Action
	:	
	:	
	:	
ANGELINE Y. MAHE, R.N.	:	
License # 26NR13856200	:	FINAL ORDER
	:	OF DISCIPLINE
	:	
TO PRACTICE NURSING IN THE	:	
STATE OF NEW JERSEY	:	

This matter was opened to the New Jersey State Board of Nursing ("Board") upon receipt of information which the Board has reviewed and upon which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Angeline Y. Mahe ("Respondent") is a Registered Professional Nurse (RN) in the State of New Jersey, and has been a licensee at all times relevant hereto.

2. On or about November 15, 2014, a letter issued on behalf of the Board, asking Respondent to provide certain information, including documentation of all continuing education completed during the past three years. Respondent indicated that she was unable to find documentation of continuing education which she had completed.

3. On Respondent's renewal application for 2014, Respondent indicated that she would have completed all required continuing education for the June 1, 2012 - May 31, 2014 licensing cycle by May 31, 2014.

CONCLUSIONS OF LAW

Respondent's failure to provide documentation of at least thirty (30) contact hours of nursing continuing education, including at least one hour of a course on organ/tissue donation, for the June 1, 2012 - May 31, 2014 biennial period constitutes a violation of N.J.A.C. 13:37-5.3, subjecting Respondent to sanctions pursuant to N.J.S.A. 45:1-21(e) and (h).

Respondent's indication on her 2014 renewal application that she would have completed all required continuing education by May 31, 2014 is deemed to constitute misrepresentation in violation of N.J.S.A. 45:1-21(b).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline seeking a suspension, reprimand, and two hundred and fifty dollar (\$250) civil penalty was entered on May 11, 2015. Copies were served upon Respondent via regular and certified mail. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the thirtieth day following entry unless Respondent requested a modification or dismissal of the stated findings of fact and conclusions of law by setting forth in writing any and all reasons why said

findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Respondent replied to the Provisional Order of Discipline and maintained that she had recently moved out of state, many of her belongings were in storage, and she would be unable to locate any documentation for at least one month. Two months after Respondent's reply to the Provisional Order, Respondent sent another reply. Respondent's second reply indicated that she had completed the following continuing education:

0 hours within the 6/1/12 - 5/31/14 biennial period; and
31.5 hours within the 6/1/14 - 5/31/16 biennial period.

The Board reviewed Respondent's submissions and determined that further proceedings were not necessary and that no material discrepancies had been raised. The Board was not persuaded that the submitted materials merited further consideration, as Respondent did not dispute the findings of fact or conclusions of law. Inasmuch as Respondent cured the deficiency in her continuing education from the previous biennial period, the Board determined that suspension was no longer warranted. However, the Board determined that Respondent's failure to timely complete required continuing education warrants imposition of a two hundred and fifty dollar (\$250) civil

penalty. Additionally, the Board determined that a reprimand was warranted for Respondent's false answer on her 2014 renewal application whereby she certified that she had completed the required continuing education and failed to demonstrate that she did so.

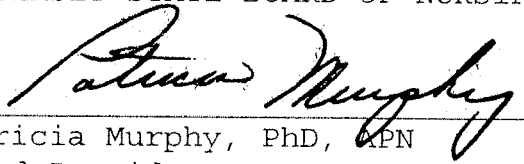
ACCORDINGLY, IT IS on this 15th day of September, 2015,
ORDERED that:

1. A reprimand is hereby imposed for the violation of N.J.S.A. 45:1-21(b).
2. A civil penalty in the amount of two hundred and fifty dollars \$250 is hereby imposed for the violation of N.J.A.C. 13:37-5.3. Payment shall be made by certified check, bank cashier check, or money order payable to "State of New Jersey," or by wire transfer, direct deposit, or credit card payment delivered or mailed to State Board of Nursing, Attention: Leslie Burgos, P.O. Box 45010, Newark, New Jersey 07101. Any other form of payment will be rejected and will be returned to the party making the payment. Payment shall be made no later than twenty-one (21) days after the date of filing of this Final Order of Discipline. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

3. Continuing education completed after May 31, 2014 and applied to cure the deficiency of a previous biennial period shall not also be used to satisfy the requirements of the current biennial period. Upon renewal of her license in 2016, Respondent shall be prepared to demonstrate completion of an additional 30 hours of continuing education, besides the 30 hours completed in July and August 2015.

NEW JERSEY STATE BOARD OF NURSING

By:


Patricia Murphy, PhD, APN
Board President